

## **ARTICLE VII. STOPPING, STANDING AND PARKING**

### **The following is an excerpt from the City of Peoria (IL) Municipal Code regarding Parking Regulations...**

#### **DIVISION 1. GENERALLY**

Sec. 28-246. Stopping, standing or parking prohibited in specified places.

(a) Except when necessary to avoid conflict with other traffic, or in compliance with law or the directions of a police officer or official traffic-control device, no person shall:

(1) Stop, stand or park a vehicle:

- a. On the roadway side of any vehicle stopped or parked at the edge or curb of a street.
- b. On a sidewalk.
- c. Within an intersection.
- d. On a crosswalk.
- e. Between a safety zone and the adjacent curb or within 30 feet of points on the curb immediately opposite the ends of a safety zone, unless a different length is indicated by signs or markings.
- f. Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic.
- g. Upon any bridge or other elevated structure upon a highway or within a highway tunnel.
- h. On any railroad tracks.
- i. Within five feet of either side of any driveway or alley as measured from the side of the driveway or alley at the front property line;
- j. On any controlled-access highway.
- k. In the area between roadways of a divided highway, including crossovers.
- l. In any parkway between the sidewalk and the curbing.
- m. In any fire lane as designated by the fire marshal pursuant to section F-311.0 of the BOCA Basic Fire Code as adopted pursuant to section 11-91 of this Code.

n. In any alley in a manner blocking the access of an abutting property.

(2) Stand or park a vehicle, whether occupied or not, except momentarily to pick up or discharge passengers:

a. In front of a public or private driveway.

b. Within 15 feet of a fire hydrant.

c. Within 20 feet of a crosswalk at an intersection.

d. Within 30 feet upon the approach to any flashing signal, stop sign, yield sign, or traffic-control signal located at the side of a roadway.

e. Within 20 feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within 75 feet of such entrance (when properly signposted).

f. At any place where official signs prohibit standing.

(3) Park a vehicle, whether occupied or not, except temporarily for the purpose of and while actually engaged in loading or unloading property or passengers:

a. Within 50 feet of the nearest rail of a railroad crossing.

b. At any place where official signs prohibit parking.

c. In any alley.

(b) No person shall move a vehicle not lawfully under his control into any such prohibited area or away from a curb such distance as is unlawful.

(c) It shall be unlawful for the operator of any vehicle to park such vehicle upon a street, other than an alley, in such a manner or under such conditions as to leave available less than ten feet of the width of the roadway for the free movement of vehicular traffic, except that the operator of any vehicle may stop such vehicle temporarily during the actual loading or unloading of passengers or when necessary in obedience to traffic regulations or official traffic signs or signals or a police officer.

(d) The city traffic engineer is hereby authorized to determine and designate by proper signs, places, either shorter or longer in length than the lengths designated in subsections (a)(1)e., (a)(2)b., (a)(2)c. and (a)(2)d. of this section, in which the stopping, standing or parking of vehicles is prohibited.

(Code 1957, § 19-86; Ord. No. 13608, § 1, 8-3-93) - State law reference(s)--Similar provisions, 625 ILCS 5/11-1303. - Sec. 28-247. Persons with disabilities parking privileges

Vehicles displaying person with disabilities identification devices or decals as issued by the secretary of state (including person with disabilities parking permits, transporter of person with disabilities parking permits, person with disabilities vehicle registration plates and disabled veteran vehicle registration plates) may be parked at specifically designated parking spaces for persons with disabilities within the city, and may further park in conformity with section 11-1301.1, 1301.2, and 1301.3 of the Illinois Vehicle Code (625 ILCS 5/11-1301.1, 1301.2, and 1301.3). Nothing in this section, however, shall be interpreted as permitting any vehicle to be parked in a city-owned parking deck or garage without paying the designated parking fee; nor shall it be interpreted as permitting a vehicle to park at any metered parking space which has a maximum time limit of 30 minutes or less without paying the required fee. A person to whom privileges were granted shall, at the request of a police officer or any other person invested by law with authority to direct, control, or regulate traffic, present an identification card with a picture as verification that the person is the person to whom the special registration plates, special decal or device was issued.

(Code 1957, § 19-86.1; Ord. No. 14892, § 1, 3-14-00) - Sec. 28-248. Designation of spaces

The city traffic engineer and the owners or lessees of private property within the city are hereby authorized to determine and designate by proper signs places which shall be reserved for the parking of vehicles displaying person with disabilities parking devices as set forth in section 28-247.

(Code 1957, § 19-86.2; Ord. No. 14892, § 1, 3-14-00) - Sec. 28-249. Violation of persons with disabilities parking spaces

(a) No vehicle shall be parked in a space designated for vehicles for persons with disabilities unless such vehicle shall have displayed thereon a person with disabilities parking device as set forth in section 28-247.

It shall be unlawful for an individual with a vehicle displaying a person with disabilities license plate or parking decal or device issued to a disabled person to park in a space designated for persons with disabilities if the individual is not the authorized holder of a person with disabilities license plate or parking decal or device and is not transporting the authorized holder of a person with disabilities license plate or parking decal to or from the parking location and the person uses the person with disabilities license plate or parking decal or device to exercise any privileges granted through the person with disabilities license plates or parking decals as set forth in sections 28-247 and 28-248.

(b) Any person found guilty of violating subsection (a) of this section shall be fined \$200.00. Such person shall also pay all required court costs. Any person receiving a citation for parking in a handicapped space without a required parking device shall have 21 days to pay such fine prior to the citation being filed for prosecution in the circuit court. It shall not be a defense to a charge under this section that the sign posted pursuant to sections 28-247 and 28-248 does not comply with the technical requirements of section 11-1301 of the Illinois Vehicle Code (625 ILCS 5/11-1301), Department of Motor Vehicles regulations, or ordinance if a reasonable person would be made aware by the sign or notice on or near the parking place that the place is reserved for a

person with disabilities.

(Code 1957, § 19-86.8; Ord. No. 14058, § 1, 1-16-96; Ord. No. 14892, § 1, 3-14-00) - State law reference(s)--Municipalities authorized to impose fine up to \$100.00, 625 ILCS 5/11-1301.3(c) - Sec. 28-250. Parking in certain area for more than two hours between 2:00 a.m. and 6:00 a.m.

(a) It shall be unlawful for the operator of any vehicle to park such vehicle on any street for a period of time longer than two hours within the district bounded by Jackson Street , the Illinois River , Kumpf Boulevard and Glendale Avenue , including the streets bounding such district, between the hours of 2:00 a.m. and 6:00 a.m. of any day. Nothing in this subsection shall be construed to prohibit taxicabs standing in any established taxicab stand, providing the same are attended by the drivers thereof.

(b) On any street outside the district described in subsection (a) of this section, when signs are posted, it shall be unlawful for any person to stop, stand or park a vehicle, or to cause or permit a vehicle to be parked or left unattended except, unless and provided that the vehicle is parked on the even-numbered side of the street on those days bearing an even calendar date, and on the odd- numbered side of the street on those days bearing an odd calendar date. Nothing in this subsection shall be construed to permit any motor vehicle to be parked on any street or in any parking area where parking is prohibited by the terms of any other ordinance of the city.

(c) Nothing in this section shall be construed as prohibiting physician's or emergency cars, or any other person operating authorized emergency vehicles while engaged in their duties, from parking a vehicle on such designated streets upon the occasion of any emergency.

(Code 1957, § 19-87) - Sec. 28-251. Parking of trucks restricted

(a) No person shall stand or park any truck, tractor, semitrailer, trailer, or bus on any residential street for a longer period than is necessary for the reasonably expeditious loading or unloading of such vehicles; except that a driver of a bus may park such bus in a designated bus zone or stand, as is provided otherwise in this chapter. This restriction shall not apply to any pickup truck or van whose extreme overall length does not exceed 235 inches and whose body width, excluding mirrors or similar accessories, does not exceed 80 inches.

(b) Any vehicle parked in violation of this section is hereby declared to be a nuisance, which may be abated by any police officer by impounding such vehicle, as provided in section 28-272.

(Code 1957, § 19-88) - Sec. 28-252. Prohibited zones

It shall be unlawful for the operator of any vehicle to park such vehicle at any time upon the streets or parts of streets which are hereby designated as "prohibited zones" in Schedule "A."

(Code 1957, § 19-89) -

Editor's note--No traffic schedules in connection with parking, one-way streets, through streets, etc., are contained in this volume. However, they are all saved from repeal and may be found on

file in the office of the city traffic engineer.

Sec. 28-253. Limited prohibited zones.

It shall be unlawful for the operator of any vehicle to park such vehicle for a period of time longer than the time specified in this article, or for any purpose other than the purposes specified herein, upon any of the streets or parts of streets which are hereby designated as "limited prohibited zones" in Schedule "B."

(Code 1957, § 19-90)

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Sec. 28-254. Parking prohibited on certain streets between certain hours; Sundays and holidays excepted.

(a) It shall be unlawful for the operator of any vehicle to park such vehicle between the hours specified in Schedule "Q" on any day except Sundays and holidays, upon any of the streets, parts of streets or other city property which are hereby designated and included as Schedule "Q."

(b) It shall be unlawful for the operator of any vehicle to stop, stand or park such vehicle between the hours specified in Schedule "R" on any day except Sundays and holidays, upon any of the streets, parts of streets or other city property which are hereby designated and included in Schedule "R."

(Code 1957, § 19-90.1)

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Sec. 28-255. Parking prohibited on certain streets between certain hours on certain days; holidays excepted

It shall be unlawful for the operator of any vehicle to park such vehicle between the hours specified and on the days specified in Schedule "QQ," except holidays, upon any of the streets or parts of streets which are hereby designated and included as Schedule "QQ."

(Code 1957, § 19-90.2)

Editor's note--No traffic schedules in connection with parking, one-way streets, through streets, etc., are contained in this volume. However, they are all saved from repeal and may be found on file in the office of the city traffic engineer.

#### Sec. 28-256. Thirty-minute zones

The operator of any vehicle shall not park such vehicle upon any of the streets or parts of streets of the city for a longer time than 30 minutes, between the hours of 8:00 a.m. and 6:00 p.m. of any day, except Sundays and holidays, which are hereby designated as "30-minute parking zones" in Schedule "C."

(Code 1957, § 19-91; Ord. No. 13320, § 1, 12-17-91)

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#### Sec. 28-257. One-hour parking zones

It shall be unlawful for the operator of any vehicle to park such vehicle upon any of the streets or parts of streets of the city for a longer time than one hour, between the hours of 8:00 a.m. and 6:00 p.m. of any day, except Sundays and holidays, which are hereby designated as "one-hour parking zones" in Schedule "D."

(Code 1957, § 19-92) - Sec. 28-258. Two-hour parking zones

It shall be unlawful for the operator of any vehicle to park such vehicle upon any of the streets or parts of streets of the city for a longer time than two hours, between the hours of 8:00 a.m. and 6:00 p.m. of any day, except Sundays and holidays, which are hereby designated as "two-hour parking zones" in Schedule "E."

(Code 1957, § 19-93) - Sec. 28-259. Three-hour parking zones

It shall be unlawful for the operator of any vehicle to park such vehicle upon any of the streets or parts of streets of the city for a longer time than three hours, between the hours of 8:00 a.m. and 6:00 p.m. of any day, except Sundays and holidays, which are hereby designated as "three-hour parking zones" in Schedule "F."

(Code 1957, § 19-94)

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#### Sec. 28-260. Four-hour parking zones

It shall be unlawful for the operator of any vehicle to park such vehicle upon any of the streets or parts of streets of the city for a longer time than four hours, between the hours of 8:00 a.m. and 6:00 p.m. of any day, except Sundays and holidays, which are hereby designated as "four-hour parking zones" in Schedule "FF."

(Code 1957, § 19-95)

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Sec. 28-261. Parking in front of schools

(a) It shall be unlawful to park any vehicle on the school side of the street between the lot lines extended of such school property, between the hours of 8:00 a.m. and 4:00 p.m. on any school day, where signs prohibiting parking have been installed.

(b) Signs shall be erected and maintained in each block designating the provisions of this section.

(Code 1957, § 19-96) - Sec. 28-262. Parking in space reserved for funeral

It shall be unlawful for the operator of any vehicle to park such vehicle upon the streets or parts of streets where official traffic signs have been placed, bearing the legend: "Funeral--No Parking."

(Code 1957, § 19-97) - Sec. 28-263. Parking in private parking lots

It shall be unlawful for any person not so entitled to park a vehicle in a private parking lot, established voluntarily or pursuant to the city's zoning ordinance to provide off-street parking facilities for tenants, guests or employees of the owner.

(Code 1957, § 19-97.1) - Sec. 28-264. Parking in public parking lots; method of parking

(a) It shall be unlawful for any person to park a vehicle in a public parking lot without the consent of the owner or a parking facility owned by the city in violation of any posted restriction or without paying any fee which is posted and prescribed for parking in such lot or facility.

(b) It shall be unlawful for any person to park a vehicle in such lot or facility other than in spaces marked and designated for parking. No vehicle shall be parked across any line or mark designating a parking space or in such a manner that such vehicle shall not be entirely within the area so designated by such lines or markings, except that a vehicle which is of a size too large to be parked within a single designated parking space shall be permitted to occupy two adjoining parking spaces.

(Code 1957, § 19-97.2) - Sec. 28-265. Parallel parking

Except when necessary in obedience to traffic regulations or official traffic signs or signals, the operator of any vehicle shall not stand or park such vehicle in a roadway, other than parallel with the edge of the roadway,

(a) headed in the direction of traffic, and

(b) with the curbside wheels of such vehicle within 12 inches of the curb or edge of the roadway.

(Code 1957, § 19-100; Ord. No. 15162, § 1, 6-26-01) - Sec. 28-266. Parking in violation of signs

The operator of a vehicle shall not park such vehicle upon any street in violation of the sign where parking has heretofore or shall hereafter be prohibited or limited by order of the city manager or his authorized representative; and where signs have heretofore or may hereafter be erected, indicating that parking is prohibited during designated hours, or at all times as the case may be.

(Code 1957, § 19-101) - Sec. 28-267. Moving vehicle within the same block

It shall be unlawful for the operator of any vehicle to remove such vehicle from one location to another location in the same block, so as to park such vehicle longer than the restricted time as designated in section 28-266.

(Code 1957, § 19-102) - Sec. 28-268. Parking on narrow or congested, etc., streets

(a) The city traffic engineer, with the approval of the city manager, is hereby authorized to erect signs indicating no parking upon any street when the width of the roadway does not exceed 20 feet, or upon one side of a street as indicated by such signs, when the width of the roadway does not exceed 30 feet.

(b) When official signs prohibiting parking are erected upon narrow streets as authorized herein, no person shall park a vehicle upon any such street in violation of any such sign.

(c) The city traffic engineer, with the approval of the city manager, is hereby authorized to determine and designate by proper signs places not exceeding 100 feet in length in which the stopping, standing or parking of vehicles would create an especially hazardous condition or would cause unusual delay to traffic.

(d) When official signs are erected at hazardous or congested places, no person shall stop, stand or park a vehicle in any such designated place.

(Code 1957, § 19-103) - Sec. 28-269. Parking for purpose of repairing, displaying for sale, selling merchandise, etc.

It shall be unlawful for the operator of any vehicle to park such vehicle upon any street for the purpose of displaying it for sale or to park upon any business street any vehicle from which merchandise is being sold, except in a duly established marketplace, or to park any vehicle for the purpose of washing, greasing, repairing or storing such vehicle, except for such repairs or services necessitated.

(Code 1957, § 19-104) - Sec. 28-270. Lights on parked vehicle

Whenever any vehicle is parked or stopped on any street during the period from sunset to sunrise or at any other time when there is not sufficient light to render clearly discernible any vehicle on the street from a distance of 200 feet, there shall be displayed upon such vehicle two or more lamps, one of which shall be on the roadway side and project a white light or yellow or amber tint, visible under normal atmospheric conditions from a distance of 200 feet to the front of such vehicle, and one of which lamps shall project a red light visible under like conditions from a distance of 200 feet to the rear, except that such lighted lamp need not be displayed upon any vehicle stopped or parked in accordance with any other provisions of this chapter upon any street designated by the city council where there is sufficient light to reveal any person within a distance of 200 feet upon such street.

(Code 1957, § 19-105) - Sec. 28-271. Unattended motor vehicle

No motor vehicle shall be left unattended while the motor of such vehicle is running, or when standing upon a perceptible grade, without effectively setting the brakes and turning the wheels of such motor vehicle toward the curb or the side of the street or highway.

(Code 1957, § 19-106) - Sec. 28-272. Impoundment of vehicles

(a) A vehicle stopped, standing or parked or occupying any portion of any street or public parking lot or facility owned by the city in violation of any of the provisions of this chapter is hereby declared to be a nuisance, which may be abated by any police officer by impounding such vehicle and by removing and conveying such vehicle or by causing such vehicle to be removed and conveyed to a vehicle pound. A vehicle pound is hereby declared to be any suitable place designated by the police department of the city as a vehicle pound. The owner or operator of such vehicle may have the same removed from the impoundment by paying the costs and expense of the towage or impounding of such vehicle, together with all fines and penalties, as provided in this chapter.

(b) In all cases of violations referred to in this section, the right to impound shall be in addition to any other remedy provided in this chapter or any other remedy provided by law, and the registered owner of the vehicle at the time of the violation shall be presumed to be the violator, as well as the vehicle itself, and the actual operator thereof.

(Code 1957, § 19-107) - Sec. 28-273. Responsibility for violations

(a) Whenever any vehicle shall have been stopped, standing or parked in violation of any of the provisions of this chapter, the person in whose name such vehicle is registered shall be subject to the penalty for such violation, except as otherwise provided in this section.

(b) Whenever any vehicle while being used without the consent of the owner shall be stopped, standing or parked in violation of any of the provisions of this chapter, such owner shall not be subject to the penalty for such violation.

(Code 1957, § 19-108) - Secs. 28-274--28-290. Reserved

## **DIVISION 2. PARKING METERS**

Sec. 28-291. Designation of location; rates.

(a) Parking meters purchased by the city are to be located upon the streets or public properties which have been or may be designated by the city manager or his designated representative in Schedule "G."

(b) Rates for the use of such parking meter shall be established by the city manager and designated in Schedule "G-1."

(Code 1957, § 19-109; Ord. No. 13319, § 1, 12-17-91)

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Sec. 28-292. Marking parking spaces

The traffic engineer may designate, establish and maintain lines or marks on the curb or on the street alongside of each parking meter to designate the parking space for which such meter is to be used, and any vehicle parking alongside of any parking meter shall park within such lines or markings so established.

(Code 1957, § 19-110) - Sec. 28-293. Supervision of installation and maintenance

The traffic engineer shall supervise the installation and maintenance of the parking meters provided for in this division on such streets, parts of streets or city property as are designated by the city manager.

(Code 1957, § 19-111) - Sec. 28-294. Use of parking spaces generally.

When any vehicle shall be parked in any space alongside of or next to which a parking meter is located, the operator of such vehicle shall, upon entering the parking meter space, immediately deposit or cause to be deposited in the meter such proper coin or coins of the United States as are required for such parking meter, and as are designated by proper directions on the meter. Upon the deposit of the proper coin or coins, the parking space may be lawfully occupied by such vehicle during the period of time which has been prescribed for the part of the street in which the parking space is located.

(Code 1957, § 19-113) - Sec. 28-295. How vehicles to be parked in space

(a) Any vehicle parked in any parking meter zone shall be parked with the front of such vehicle near the parking meter, and such vehicle shall be parked within the lines marked on the street for such parking space.

(b) It shall be unlawful for the operator of any vehicle to park such vehicle across any line or mark designating the parking space for which any parking meter is to be used, or to park such vehicle in such a manner that such vehicle shall not be entirely within the area so designated by such lines or markings; except that a vehicle which is of a size too large to be parked within a single designated parking meter zone shall be permitted to occupy two adjoining parking meter spaces, when coins shall have been deposited in the parking meter for each space so occupied, as is required in this division for the parking of other vehicles in such space.

(Code 1957, § 19-114) - Sec. 28-296. Parking time indications.

Each parking meter shall be so installed as to display a signal that the parking space immediately adjacent to such meter is or is not legally in use. Each parking meter installed shall indicate by a proper legend the value of the coins to be deposited and the legal parking time established by the city, and when in operation shall indicate the duration of the period of legal parking, and on the expiration of such period shall indicate illegal parking.

(Code 1957, § 19-115) - Sec. 28-297. Use of slugs, etc

It shall be unlawful to deposit or cause to be deposited in any parking meter any slug, device or metallic substitute for a coin of the United States except for parking meter tokens authorized and issued by the city.

(Code 1957, § 19-116) - Sec. 28-298. Overtime parking

(a) It shall be unlawful for the operator of any vehicle to allow such vehicle to occupy any parking space adjacent to any parking meter while such meter is displaying a signal indicating that such vehicle occupying such parking space has already been parked beyond the period of time prescribed for such parking space.

(b) If a parked vehicle in a space alongside of a parking meter shall remain parked in such parking space beyond the established parking limit as shown by meter indication for such parking space, the parking meter shall display a sign showing illegal parking and in that event, such vehicle shall be considered as parked overtime and beyond the time fixed by the provisions of this division; and the parking of a vehicle overtime or beyond the period of time fixed herein or hereafter by the provisions of this division in any part of a street where any such parking meter is located shall be a violation of this division and settlement and prosecution of such violation shall be as provided in division 3 of article II of this chapter. It shall be unlawful for any person to cause, allow or knowingly permit any such vehicle registered in his name to be parked overtime or beyond the lawful period of time as above described.

(Code 1957, § 19-117) - Sec. 28-299. Extension of legal parking time

It shall be unlawful for any person to deposit or cause to be deposited in any parking meter any coin of the United States for the purpose of increasing or extending the parking time of any vehicle beyond the legal parking time which has been established for the parking space adjacent

to which such parking meter is placed.

(Code 1957, § 19-118) - Sec. 28-300. Limitations as to funeral home, or church

The provisions of this division shall not be applicable to parking meters installed in any space alongside of a funeral home or church during the period of two hours before and 30 minutes after a funeral, and funeral directors are hereby permitted to purchase from the city hoods with suitable lettering thereon, which are to be placed over such parking meters during the period of time herein referred to. It shall be unlawful for any person to cause, allow or knowingly permit any such hood to cover such parking meters during any other period of time, except as herein specifically provided in this section.

(Code 1957, § 19-119) - Sec. 28-301. Removal prohibited; exception

No parking meter installed under this division shall be removed, except for the purpose of making repairs thereto or replacement thereof, without the written approval of the city manager.

(Code 1957, § 19-120) - Sec. 28-302. Hoods for meters

The city traffic engineer is hereby authorized to issue to the operators of emergency vehicles and contractor vehicles used for servicing downtown stores and buildings, parking meter hoods with suitable lettering thereon, to be used by the operators upon the following terms and conditions:

(1) The drivers of the emergency vehicles and contractor vehicles for which the hoods shall be issued shall attempt to park in a parking space in front of or as close as possible to the store or building which is being serviced and shall place the hood over the parking meter, which shall permit the vehicle to remain parked in such parking space during the period permitted by the provisions of this division.

(2) If a parking space is not available within the block in which the emergency service or construction work is to be performed, the operator is hereby permitted to park the vehicle in an alley in accordance with the regulations contained in this chapter, but not for a longer period than one hour, and the operator shall display the hood on the sunvisor at the driver's side of the vehicle.

(3) Such emergency vehicle or contractor vehicle shall at no time be parked in a roadway, except as otherwise permitted in this chapter.

(4) The operators to whom such parking meter hoods are issued shall pay to the city the sum of \$80.00 per hood, per month or a daily fee of \$4.00 per hood.

(5) The city traffic engineer shall have the authority to recall any hoods issued upon violation or abuse by the driver of any such emergency vehicle or contractor vehicle of the terms and conditions set forth in this section.

(Code 1957, § 19-121; Ord. No. 13498, § 1, 12-15-92) - Sec. 28-303. Injuring, tampering with,

etc.

(a) It shall be unlawful for any person to willfully deface, injure, tamper with, open, break, destroy or impair the usefulness of any parking meter installed under the provisions of this division.

(b) The superintendent of police is hereby authorized to offer a reward of not to exceed the sum of \$50.00 for the arrest and conviction of any person who violates the provisions of this section. Such rewards shall be paid solely out of sums collected by the city as fines for the violation of the provisions of this section.

(Code 1957, § 19-122) - Sec. 28-304. Purpose; use of revenue from meters

The installation and maintenance of parking meters as provided in this division are hereby declared to be necessary and desirable for the proper control of traffic and the parking restrictions of this chapter, and the revenue from such meters shall be used exclusively for the purchase, installation and maintenance of such parking meters, the regulation and policing of parking in accordance with this division and the purchase, operation or maintenance of off-street parking facilities.

(Code 1957, § 19-123) - Secs. 28-305--28-320. Reserved

### **DIVISION 3. CITY PARKING LOT\***

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\*Cross reference(s)--Parking lot construction regulations generally, § 5-321 et seq.

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Sec. 28-321. Locations.

A schedule of city parking lots, decks and garages shall be kept by the city traffic engineer.

(Code 1957, § 19-124; Ord. No. 15010, § 1, 9-26-00) - Sec. 28-322. Hours of operation; fees; impoundment for nonpayment of fee

(a) It shall be unlawful for the operator of any vehicle to occupy any parking space in any city parking lot, garage or deck at any time without, if the space has parking meter, depositing the required coins into a parking meter at such times as said parking meter designates that it is in effect, or in violation of any posted time limit for parking, or without paying upon entry to exiting the posted charge for parking in said lot, garage or deck.

(b) Any vehicle parked in any city parking lot, without the operator having deposited the required coins or in violation of any posted sign, is hereby declared to be a nuisance, which may be abated by any police officer by impounding such vehicle and by removing and conveying such vehicle or by causing such vehicle to be removed and conveyed to a vehicle pound.

(c) The traffic engineer may be authorized to establish rates, including rates for special events, at city parking lots, garages and decks; the city council may set such rates by resolution, which rates shall be adhered to by the traffic engineer.

(Code 1957, § 19-125; Ord. No. 15010, § 2, 9-26-00) - Sec. 28-323. Supervision

The traffic engineer shall supervise all city parking lots, and shall provide for the necessary personnel for enforcing the provisions of this division.

(Code 1957, § 19-126) - Secs. 28-324--28-340. Reserved

#### **DIVISION 4. ABANDONED VEHICLES**

Sec. 28-341. Prohibited; authority of police to impound.

(a) It shall be unlawful for any person to abandon a vehicle on a street or highway in the city.

(b) Members of the police department of this city are hereby authorized to remove an abandoned vehicle from any street or highway to an authorized garage, as determined and designated by the superintendent of police.

(Code 1957, § 19-126.1) - Sec. 28-342. Custody by superintendent of police; records

It shall be the duty of the superintendent of police to safely keep any vehicle so impounded until such vehicle shall have been repossessed by the owner or person legally entitled to possession thereof or otherwise disposed of as hereinafter provided. The superintendent of police shall cause to be kept an accurate record of the description of such vehicle, including the name of the officer from whom such vehicle was received; the company employed to tow or deliver the same to an authorized garage; the date and time when received; the place where found; seized or taken possession of; the make and color of car; style or body; kind of power; motor number; serial number; number of cylinders; year built; state license number, if any; equipment and general description of condition; the name and address of the person redeeming such vehicle; the date of redemption; and the manner and date of disposal of such vehicle in case the same shall not be redeemed, together with the towing and storage charges. Such record shall be in a form prescribed by the superintendent of police to keep weekly reports of all such vehicles delivered to him, which reports shall be kept in the office of the superintendent available for the inspection of any interested party at all reasonable hours of the day.

(Code 1957, § 19-126.2) - Sec. 28-343. Appraisal; sale generally

(a) Whenever the superintendent of police has impounded an abandoned vehicle as provided in this division, he may cause such vehicle to be appraised by any regularly employed and salaried police officer of the city, designated by him.

(b) Whenever such motor vehicle is appraised at a value not exceeding \$100.00, the

superintendent of police may offer the vehicle at any public auction of motor vehicles, to the highest bidder for cash, the time and place of such sale to be published at least once in a newspaper of general circulation in the county, without the necessity of notice to the owner or other persons if the name and address of such owner and such other persons cannot be ascertained by identification in or on the vehicle or by reasonable inquiry in the neighborhood where the vehicle has been abandoned and if there are no state registration plates displayed on the vehicle or, even though state registration plates are displayed on the vehicle, if the registration plates are displayed in violation of section 3-703 of the Illinois Vehicle Code (625 ILCS 5/3-703), or if the registered owner has been notified by certified United States mail, return receipt requested, that such motor vehicle is to be disposed of and has subscribed to an affidavit disclaiming any future interest in the vehicle or has failed to subscribe to such an affidavit and has, for a period of 15 days after notification, failed to reclaim the vehicle. Such refusal or failure to reclaim shall constitute a waiver of all interest in the vehicle.

(Code 1957, § 19-126.3) - Sec. 28-344. Notice to owners of vehicles abandoned; contents; manner of serving notice

Except as otherwise provided in section 28-343, whenever the superintendent of police shall receive any abandoned vehicle, he shall within 15 days thereafter ascertain, if possible, from the secretary of state the name of the owner and any other person legally entitled to possession of such motor vehicle by reason of an existing conditional sale contract, having a lien as a chattel mortgagee, or any other reason, and shall cause notice to be sent by certified United States mail, return receipt requested, to such owner and to such other person legally entitled to possession, if known. Such notice shall contain a full description of the vehicle.

(Code 1957, § 19-126.4) - Sec. 28-345. Sale at public auction; publication of notice

Except as otherwise provided in section 28-343, whenever such motor vehicle shall have remained unclaimed by the owner or other person legally entitled to possession thereof for a period of 30 days from the day when such motor vehicle shall have been delivered to the superintendent of police, and after notices shall have been given as is provided in section 28-343, it shall thereupon become the duty of the superintendent of police to cause such motor vehicle to be sold at public auction to the highest bidder for cash, the time and place of such sale to be published at least once in a newspaper of general circulation in the county not less than ten days nor more than 15 days from expiration of such 30 days, and he shall also cause a notice of such sale to be mailed to the secretary of state and to the owner or other persons legally entitled to the possession not less than ten nor more than 15 days from the expiration of such 30 days. Such notice shall contain a full description of the motor vehicle to be sold and the time and place of sale; provided, that any such motor vehicle not sold at the first sale may be offered for sale and sold at any subsequent sale without further notice of publication.

(Code 1957, § 19-126.5) - Sec. 28-346. Disposal when not sold

Whenever any motor vehicle impounded under this division shall remain unsold for a period of 60 days from and including the day when the same shall have been delivered to the superintendent of police, any such motor vehicle may be given to the use of any municipal or

state department in this state or may be destroyed and removed in the discretion of such officer aforesaid.

(Code 1957, § 19-126.6) - Sec. 28-347. Disposition of proceeds of sale

The proceeds of any sale under this division, after paying all liens and deducting all reasonable charges and expenses incurred by the superintendent of police in receiving, keeping, advertising for sale, or selling or otherwise disposing of any such motor vehicle, shall be paid into the treasury of the city.

(Code 1957, § 19-126.7) - Sec. 28-348. Return to owner

Whenever the owner or other person legally entitled to the possession of any motor vehicle, delivered to the care and custody of the superintendent of police under this division, shall desire to claim any such motor vehicle at any time before the same shall have been sold at public auction, he shall be entitled to the return of any such motor vehicle upon making application of such return in writing addressed to such officer aforesaid, which shall contain a reasonable proof of his ownership or right to possession; provided, however, that no such claimant shall be entitled to a return of any such motor vehicle until all reasonable and necessary charges and expenses incurred by any person or officer in dealing with same as contemplated under the provisions of this section have been paid.

(Code 1957, § 19-126.8) - Sec. 28-349. Nuisance motor vehicles

(a) Any motor vehicle or part thereof which is inoperable or damaged or deteriorated or in need of repair for 30 days or more and is located upon private property in the city, outside of any enclosure which encloses the vehicle completely from lateral view on all sides and constitutes a danger to persons, including children, or constitutes a blight upon the property or neighborhood in which it is located, is hereby declared to be a nuisance.

(b) Any owner or lessee or any other person in control of the premises, or the owner or lessee or any other person in control of the vehicle who permits the nuisance described in this section to exist or who maintains such nuisance shall be fined, upon conviction, not less than \$25.00 nor more than \$100.00 for each offense. Each day the nuisance is permitted or maintained shall constitute a separate offense. Each motor vehicle which is permitted to exist as a nuisance shall constitute the subject of a separate offense.

(Code 1957, § 19-126.9) - Secs. 28-350--28-365. Reserved

## **DIVISION 5. LOADING ZONES**

Sec. 28-366. Erection of signs by special request; fees.

Upon the direction of the city manager establishing any loading zone, bus stop or restricted parking zone, after special request of any person, the city traffic engineer shall erect two signs to indicate the ends of each such zone. Any such sign shall not be maintained unless the person

making such request, or his successor, shall pay into the city treasury a fee of \$7.50 in advance, semiannually, for the maintenance of each such sign, and such signs shall be removed when the payment of the semiannual maintenance fees on such signs shall be 30 days in arrears; provided, however, that the fees herein provided for shall not be required to be paid by the person for whom such zones were established, if such zones are located on a street within a "parking meter zone" as established by Schedule "L."

(Code 1957, § 19-127)

Editor's note--No traffic schedules in connection with parking, one-way streets, through streets, etc., are contained in this volume. However, they are all saved from repeal and may be found on file in the office of the city traffic engineer.

Sec. 28-367. Taxicab stands.

(a) The city traffic engineer shall designate by appropriate signs, markings and devices, the taxicab stands on such streets and in such places as are designated by Schedule "I."

(b) It shall be unlawful for the operator of any taxicab to stop, stand or park such vehicle upon any streets in any business district, at any place other than in a taxicab stand, except for the expeditious loading or unloading of passengers or when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic sign or signal.

(c) It shall be unlawful for the operator of any vehicle other than a taxicab to stand or park such vehicle in a taxicab stand established in accordance with this section, except that the operator of any passenger vehicle may temporarily stop such vehicle in any such stand for the purpose of and while actually engaged in the loading or unloading of passengers.

(d) It shall be unlawful for the operator of a taxicab to individually solicit patrons.

(Code 1957, § 19-128)

Editor's note--No traffic schedules in connection with parking, one-way streets, through streets, etc., are contained in this volume. However, they are all saved from repeal and may be found on file in the office of the city traffic engineer.

Cross reference(s)--Taxicabs generally, § 30-26 et seq.

Sec. 28-368. Bus stops.

(a) The city traffic engineer shall designate by appropriate signs the bus stops on such streets and in such places as shall hereafter be established by order of the city manager.

(b) The operator of a bus shall not stop such vehicle upon any street at any place for the purpose of loading or unloading passengers or their baggage, other than at a "Bus Stop," as designated in Schedule "H," except in case of an emergency.

(c) No person shall stop, stand or park a vehicle, other than a bus, in a bus stop, when any such bus stop has been officially designated and appropriately signed; except that the driver of a passenger vehicle may temporarily stop therein for the purpose of and while actually engaged in loading or unloading passengers, when such stopping does not interfere with any bus waiting to enter or about to enter such bus stop.

(d) Where, in the opinion of the city traffic engineer, portions of bus stops may be used as loading zones for commercial vehicles during certain hours, he may designate portions of such bus stops as freight loading zones during certain hours and shall mark such spaces by placing and maintaining suitable signs or markings. When such signs are posted, it shall be unlawful for the operator of any vehicle to stop, stand or park such vehicle in such space in violation of the provisions of section 28-369(c).

(e) All buses shall pull in as close to the curb as practicable in loading and unloading passengers in bus loading zones.

(f) The city traffic engineer shall determine the location of bus stops and stands for other passenger common carrier motor vehicles, subject to the approval of the city manager.

(Code 1957, § 19-129) - Sec. 28-369. Freight loading zones

(a) The city traffic engineer shall determine the location of loading zones and shall determine the hours when the provisions of subsection (c) of this section shall be applicable, all subject to the approval of the city manager.

(b) The city traffic engineer shall mark loading zones by placing and maintaining suitable signs or markings. All locations now marked as loading zones, as designated by Schedule "G," are hereby designated and approved as loading zones.

(c) It shall be unlawful for the operator of any vehicle to stop, stand or park such vehicle in any place marked as a loading zone, other than for the expeditious loading of passengers, and in no case for a period longer than three minutes, or for the unloading and delivery or pickup and loading of materials; and in no case shall the stop for loading and for unloading of materials exceed 30 minutes.

(d) The operator of any vehicle designed, maintained or used primarily for the transportation of property may stop such vehicle on any street temporarily during the actual loading or unloading of merchandise or materials, when parking is not available to such vehicle at the curb, or when off-street access to the business being served is not available; provided, however, that it shall be unlawful for the operator of any such vehicle to stop on any street in the area bounded by Jackson Street, Glendale Avenue, Kumpf Boulevard and the Illinois River for the temporary loading or unloading of merchandise or materials during the hours from 3:00 p.m. to 6:00 p.m. on Mondays, Tuesdays, Wednesdays, Thursdays and Fridays.

(e) The city traffic engineer is hereby authorized to place and maintain appropriate signs

indicating that the areas designated in subsection (b) of this section are loading zones, and stating thereon the hours during which the provisions of this section are applicable.

(Code 1957, § 19-130)

Editor's note--No traffic schedules in connection with parking, one-way streets, through streets, etc., are contained in this volume. However, they are all saved from repeal and may be found on file in the office of the city traffic engineer.

Secs. 28-370--28-385. Reserved.

## **DIVISION 6. SNOW EMERGENCY REGULATIONS**

Sec. 28-386. Parking on snow emergency routes.

(a) Whenever the city manager or his designated representative finds, on the basis of falling snow, sleet or freezing rain, or on the basis of a forecast by the United States Weather Bureau or other weather service of snow, sleet or freezing rain, that weather conditions will make it necessary that motor vehicle traffic be expedited and that parking on city streets be prohibited or restricted for snowplowing or other purposes, the city manager or his designated representative shall put into effect a parking prohibition on part or all snow emergency routes as is necessary by declaring such prohibition in the manner prescribed in subsection (a)(5) of this section.

(1) Notwithstanding the provisions of this chapter, a parking prohibition shall automatically go into effect on any part of any snow emergency route on which there has been an accumulation of snow and/or ice of two inches and an additional one or more inches is forecasted.

(2) A prohibition under this section shall remain in effect for 48 hours unless the city manager or his designated representative, by declaration prior to the end of such 48-hour period and in the manner prescribed in subsection (a)(5) of this section, extends such prohibition beyond the initial 48-hour period.

(3) Whenever the city manager or his designated representative shall find that some or all of the conditions which give rise to a parking prohibition in effect pursuant to this section no longer exist, he may declare the prohibition terminated, in whole or in part. The termination of a parking prohibition pursuant to this subsection shall be effective immediately upon declaration, such declaration to be made in the manner prescribed in subsection (a)(5) of this section.

(4) Snow emergency routes are set forth in Schedule "U," snow emergency routes. Schedule "U" shall be available to the public in the offices of the city clerk, city manager and traffic engineer. On each street designated by this section as a snow emergency route, the city shall post special signs at intervals indicating that this is an emergency snow route. These signs shall be distinctive and uniform in appearance and shall be plainly readable to persons travelling on the street or highway.

(5) The city manager or his designated representative shall cause each declaration of a snow

emergency made by him pursuant to this section to be publicly announced through the news media. Each declaration shall describe the action taken by the city manager or his designated representative, including the time such action became or will become effective, and shall specify the streets affected.

(b) The city manager or his designated representative shall make or cause to be made a record of each time and date when any declaration is announced to the public in accordance with this section.

(Code 1957, § 19-5.4) - Sec. 28-387. Parking prohibited on streets not designated snow emergency routes

Whenever the city manager or his designated representative shall find, on the basis of accumulated snow, sleet, or ice, that it is necessary that parking on streets not designated "snow emergency routes" be prohibited or restricted, he may put into effect a parking prohibition on parts of or on all of the streets, by declaring that parking be prohibited on the side of the street having even house numbers on the even days of the month and odd house numbers on the odd days of the month from 9:00 a.m. to 9:00 a.m. the following day. Such declaration shall be made in the manner prescribed in subsection (a)(5) of section 28-386. In the declaration, the city manager or his designated representative shall state the date and time on which such parking prohibition shall take effect; provided, such time shall not be less than three hours after such declaration. Such parking prohibition shall remain in effect until terminated by declaration of the city manager or his designated representative.

(Code 1957, § 19-5.5) - Sec. 28-388. Effect of conflicting provisions of law

Any provisions of sections 28-386 and 28-387 shall, while temporarily in effect, take precedence over any conflicting provisions of law normally in effect, with the exception of subsection 28-4(b) and sections 28-5 and 28-6, provisions of law relating to traffic accidents, emergency travel of authorized emergency vehicles, and emergency traffic directions of a police officer.

(Code 1957, § 19-5.6) - Sec. 28-389. Condition of motor vehicle operated on snow emergency route

No person operating a motor vehicle on a part of a snow emergency route on which there is a covering of snow, sleet or ice, or on which there is a parking prohibition in effect, shall allow such vehicle to become stalled wholly or partly because the drive wheels thereof are not equipped with effective tire chains, snow tires or radial tires; or to become stalled because the motor fuel supply is exhausted or the battery has become inoperative.

(Code 1957, § 19-5.7) - Sec. 28-390. Stalled vehicle on snow emergency route

Whenever a vehicle becomes stalled for any reason, whether or not in violation of this chapter, or on any part of a snow emergency route on which there is a covering of snow, sleet, or ice, or on which there is a parking prohibition in effect, the person operating such vehicle shall take immediate action to have the vehicle towed or pushed off the roadway of such snow emergency

route onto the first cross street which is not a snow emergency route. No person shall abandon or leave his vehicle in the roadway of a snow emergency route regardless of whether he indicated, by raising the hood or otherwise, that the vehicle is stalled.

(Code 1957, § 19-5.8) - Sec. 28-391. Removal of vehicles in violation

Whenever any motor vehicle shall be found parked, abandoned, or stalled on a street in violation of sections 28-386 through 28-390, such vehicle may be removed and conveyed by means of towing and impounding in accordance with the provisions of section 28-272 or towing and removing to the nearest available parking space on the nearest cross street which is not a street on which parking pursuant to this division or any other ordinance is prohibited or towing and removing to an available off-street location.

(Code 1957, § 19-5.9) - Sec. 28-392. Parking violation notice; penalty

Whenever any motor vehicle shall be found illegally parked, abandoned or stalled in violation of this division, the police shall notify the owner or driver of such vehicle by handing to him or fixing on the vehicle a parking violation notice. The owner or driver of the vehicle may appear in person or mail the sum of \$35.00 to the parking collection office within seven days of the issuance of such notice excluding Saturdays, Sundays and holidays in full satisfaction of such violation. Upon failure to pay such penalty within seven days, the owner of the vehicle shall pay the sum of \$40.00 in full satisfaction of such violation.

(Code 1957, § 19-5.10) - Secs. 28-393--28-410. Reserved

## **DIVISION 7. RESIDENTIAL PARKING PERMIT PROGRAM**

Sec. 28-411. Petition submitted.

Residents may petition the city requesting the implementation of a residential parking permit program (RPPP) in accordance with the terms contained in this division, such petition to contain the signatures and addresses of at least 51 percent of the owners of parcels within the area described in the petition.

(Code 1957, § 19-180) - Cross reference(s)--Licenses and miscellaneous business regulations, ch. 18 -

Sec. 28-412. Residential zoning required

A RPPP shall be approved only for that portion of a street that fronts property zoned residential.

(Code 1957, § 19-181) - Sec. 28-413. Parking restrictions

(a) Parking restrictions in an area approved by the city council (designated area) are hereby established as follows:

(1) Time limit parking based on required turnover of on-street parking spaces; or

(2) Prohibition of on-street parking for a designated time period.

(b) Only vehicles with valid permits affixed to the windshield of the vehicle or with visitor permits plainly visible through the windshield shall be allowed to park in a designated area for time periods greater than posted restrictions or during a posted prohibited time period.

(Code 1957, § 19-182) - Sec. 28-414. Violations; penalty

It shall be unlawful for any person to park a vehicle in violation of the restrictions set forth above. Any person who violates any provision of this division shall be subject to a fine of \$25.00. Any person who violates subsection 28-418(f) shall be subject to a fine of \$50.00.

(Code 1957, § 19-183) - Sec. 28-415. Public hearing; recommendation

The traffic commission shall hold a public hearing upon the petition submitted or a request by the traffic engineer and shall recommend approval, modification or denial of the proposed RPPP to the city manager, who shall then make a recommendation to the city council.

(Code 1957, § 19-184) - Sec. 28-416. Repeal of permit program

Repeal of a RPPP may be enacted by passage of an ordinance by the city council.

(Code 1957, § 19-185) - Sec. 28-417. Establishment of permit program

The establishment of the RPPP for a designated area shall be accomplished by the adoption of an ordinance. Such ordinance shall specify the geographical boundaries, days and hours of effective regulations and the required posting of regulatory signage.

(Code 1957, § 19-186) - Sec. 28-418. Administration; fees

(a) The fee for an annual parking permit per vehicle for residents of a designated area shall be \$10.00. The fee shall compensate the city for administration, required signs, maintenance and operation costs. The fee for a permit that expires in six months or less shall be \$5.00. All fees are nonrefundable.

(b) Applications for permits and authorized permits shall be issued by the treasurer.

(c) All authorized vehicles which are registered to, or under the control of, residents of a designated area shall be eligible to receive a permit. An authorized vehicle must have a valid license plate.

(d) Permits for visitors to a designated area shall be supplied by the treasurer for no fee and shall be effective only for the date shown on the permit.

(e) All permits, except visitor permits, shall be effective for a one-year period and will display an

expiration date.

(f) Permits shall not be transferable to another vehicle.

(Code 1957, § 19-187) - Secs. 28-419--28-435. Reserved